

1 Bryan L.P. Saalfeld - 243331
BSaalfeld@mpbf.com
2 Hollyanne A. Gentile – 331279
HGentile@mpbf.com
3 MURPHY, PEARSON, BRADLEY & FEENEY
580 California Street, Suite 1100
4 San Francisco, California, 94104
Telephone: (415) 788-1900
5 Facsimile: (415) 393-8087

6 Attorneys for Plaintiffs
DAKAVIA MANAGEMENT CORP.;
7 MONTE VISTA ESTATES, LLC; and
LAMAR ESTATES, LLC

8
9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA
11 FRESNO DIVISION

12 DAKAVIA MANAGEMENT CORP., an
13 Oregon Corporation; MONTE VISTA ESTATES,
LLC, a Colorado Limited Liability Company; and
14 LAMAR ESTATES, LLC, a Colorado Limited
Liability Company,

15
16 Plaintiffs,

17 v.

18 BRANDON BIGELOW, an individual, CURTIS
BIGELOW, an individual RICHARD A. GREEN, an
19 individual, RAZMIK ZAKARIAN, an individual,
INVIGORATE HEALTHCARE, INC., a California
20 Corporation, INVIGORATE HEALTHCARE, LLC,
a California Limited Liability Company,
21 INVIGORATE HEALTHCARE MANAGEMENT,
LLC, a California Limited Liability Company,
22 MONTE VISTA CARE HOLDINGS, LLC, a
California Limited Liability Company, LAMAR
23 HOLDINGS, LLC, a California Limited Liability
Company, LTC MANAGEMENT HOLDINGS,
24 LLC, a California Limited Liability Company, SNF
PAYROLL, LLC, a California Limited Liability
25 Company, SNF MANAGEMENT, LLC, a Delaware
Limited Liability Company, and CHAIM RASKIN,
26 an individual.

27 Defendants.
28

Case No.: 1:20-cv-00448-NONE-SKO

**JOINT STIPULATION AND ORDER
TO CONTINUE DECEMBER 10, 2024,
SCHEDULING CONFERENCE**

Judge: Hon. Judge Sheila K. Oberto

(Doc. 142)

**TO THE CLERK OF THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA:**

IT IS HEREBY STIPULATED by and between the Plaintiffs DAKAVIA MANAGEMENT CORP.; MONTE VISTA ESTATES, LLC; and LAMAR ESTATES, LLC, and Defendants RICHARD A. GREEN, and RAZMIK ZAKARIAN (hereafter collectively the “Parties”) that the Scheduling Conference scheduled for December 10, 2024, respectively be continued for at least sixty days (60) for the foregoing reasons.

(1) On August 1, 2024, the Court continued the Scheduling Conference in this matter until December 10, 2024. (Doc. 141)

(2) The Parties participated in a mediation with Judge Lesley Holland (ret.) and continue to meet and confer towards efforts to resolve this matter. Although the mediation was unsuccessful, the Parties have continued to engage in settlement discussions to seek a potential resolution.

(3) Pursuant to FRCP Rule 26(a)(1); FRCP Rule 26(f)(1), the Parties recently have met and conferred about the upcoming December 10, 2024, Initial Scheduling Conference. As part of those discussions, the Parties agree to and respectfully request a continuance of the current December 10, 2024, Scheduling Conference to additional permit the Parties additional time to continue settlement discussions, including the further evaluation and sharing of discovery documents informally, in an attempt to avoid further litigation in this matter. The parties believe that the additional time will be fruitful to avoid further costs and an effort to seek resolution.

Should a resolution not be reached, the Parties will present to the Court an efficient and realistic joint scheduling report for the Court’s approval seven days in advance of the new Scheduling Conference.

As an additional matter, counsel for Plaintiff is unavailable December 9, 2024-December 20, 2024 due to post-trial motions in a separate matter in Los Angeles County Superior Court.

For the foregoing reasons, the Parties stipulate to continue the Scheduling Conference by at least sixty days (60) as the court’s schedule may permit.

1 DATED: November 26, 2024

MURPHY, PEARSON, BRADLEY & FEENEY

2
3 By /s/ Bryan L. Saalfeld
4 Bryan L. P. Saalfeld
5 Hollyanne Gentile
6 Attorneys for Plaintiffs
7 DAKAVIA MANAGEMENT CORP.,
8 MONTE VISTA ESTATES, LLC &
9 LAMAR ESTATES, LLC

10 DATED: November 26, 2024

WHITNEY THOMPSON & JEFFCOACH LLP

11 By /s/Timothy Thompson
12 Timothy Thompson
13 Mandy Jeffcoach
14 Attorneys for Defendants
15 RICHARD A. GREEN, and RAZMIK ZAKARIAN
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

IT IS HEREBY ORDERED that pursuant to the parties' joint stipulation (Doc. 142) the Scheduling Conference set for December 10, 2024, is CONTINUED to February 18, 2025, at 10:15 am in Courtroom 7 of the United States District Court, Eastern Division, Fresno Division. The parties are to submit their joint statement one week prior to the Scheduling Conference.

IT IS SO ORDERED.

Dated: **November 26, 2024**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE